

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Clendennen et al.

Application No. 10/539,488

Filed: March 13, 2006

Confirmation No. 5163

For: GENERATION OF PLANTS WITH
ALTERED OIL CONTENT

Examiner: Elizabeth F. McElwain

Art Unit: 1638

Attorney Reference No. 8176-71295-07

FILED VIA EFS

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COMMISSIONER FOR PATENTS

AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION

This responds to the Office action dated June 19, 2008. A three-month period for reply was set, making a Response due on or before September 19, 2008. Applicants hereby request a three-month extension of time for response and submit the necessary fee herewith; thus, this Amendment is timely filed on or before **December 19, 2008**. The Commissioner is authorized to charge any additional fees that may be required in connection with this filing to Deposit Account No. 02-4550.

Please amend the referenced application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2.

Remarks begin on page 4, with a brief **Conclusion** on page 11.

A **Declaration** under 37 C.F.R. § 1.132 is submitted herewith, including **Exhibit A**.

Attached hereto is a copy of the **Form 1449** which was submitted by Applicants on April 9, 2007, and (partially) considered by the Examiner on June 16, 2008.